

8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,) Case No.
11)
12 Plaintiff,)
13)
14 v.) ORDER OF DETENTION AFTER HEARING
15) (18 U.S.C. § 3142(i))
16 *Brandon Filley*)
17 Defendant.)

18 I.

- 19 A. () On motion of the Government involving an alleged
20 1. () crime of violence;
21 2. () offense with maximum sentence of life
22 imprisonment or death;
23 3. () narcotics or controlled substance offense with
24 maximum sentence of ten or more years (21
25 U.S.C. §§ 801,/951, et. seq.,/955a);
26 4. () felony - defendant convicted of two or more
27 prior offenses described above.

28 B. On motion () (by the Government)/() (by the Court sua
sponte involving)

1. ~~()~~ serious risk defendant will flee;

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2. () serious risk defendant will

- a. () obstruct or attempt to obstruct justice;
- b. () threaten, injure, or intimidate a prospective witness or juror or attempt to do so.

II.

The Court finds no condition or combination of conditions will reasonable assure:

- A. ☒ appearance of defendant as required; and/or
- B. () safety of any person or the community;

III.

The Court has considered:

- A. ☒ the nature and circumstances of the offense;
- B. ☒ the weight of evidence against the defendant;
- C. ☒ the history and characteristics of the defendant;
- D. ☒ the nature and seriousness of the danger to any person or to the community.

IV.

The Court concludes:

- A. () Defendant poses a risk to the safety of other persons or the community because:_____

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1 B. ☒ History and characteristics indicate a serious risk
2 that defendant will flee because: he violated the
3 terms of supervision by cutting off his monitoring
4 device and has a history of abusing methamphetamine.
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7 C. ☐ A serious risk exists that defendant will:
8 1. ☐ obstruct or attempt to obstruct justice;
9 2. ☐ threaten, injure or intimidate a witness/
10 juror; because: _____
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12 _____
13 _____

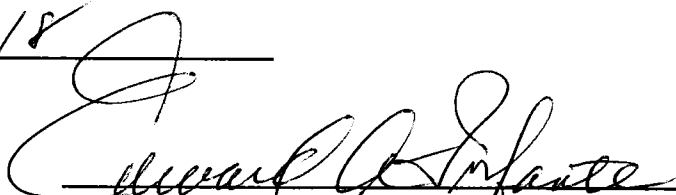
14 D. ☒ Defendant has not rebutted by sufficient evidence to
15 the contrary the presumption provided in 18 U.S.C.
16 § 3142 (e).

17 IT IS ORDERED that defendant be detained prior to trial.

18 IT IS FURTHER ORDERED that defendant be confined as far as
19 practicable in a corrections facility separate from persons awaiting
20 or serving sentences or person held pending appeal.

21 IT IS FURTHER ORDERED that defendant be afforded reasonable
22 opportunity for private consultation with counsel.

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24 DATED: 9-5-18

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27 EDWARD INFANTE
28 UNITED STATES MAGISTRATE JUDGE